



I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: 10/10/06 Signature: Joanne Ryan  
(Joanne Ryan)

IFW  
2141

Docket No.: BBNT-P01-128  
(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Milliken et al.

Application No.: 09/938,921

Confirmation No.: 3501

Filed: August 24, 2001

Art Unit: 2141

For: TERNARY CONTENT ADDRESSABLE  
MEMORY EMBEDDED IN A CENTRAL  
PROCESSING UNIT

Examiner: Q. N. Nguyen

### SUBSTANCE OF INTERVIEW

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the telephone Interview of September 29, 2006, Applicants submit the following record of the interview conducted with the Examiner.

**Remarks** begin on page 2 of this paper.

**REMARKS**

On September 29, 2006, Applicants' representative and Examiner Nguyen conducted a telephone interview. During the interview, Applicants' representative explained that the outstanding Office Action, which re-opened prosecution of the present application following Applicants' filing of an Appeal Brief on May 24, 2006, is improper because the Office Action does not contain the signature of the Examiner's Supervisor, as required by M.P.E.P. § 1002.02(d). Examiner Nguyen agreed to send out a new Office Action.

In addition, Applicants' representative noted that this is the second time that the Examiner has re-opened prosecution following Applicants' filing of an Appeal Brief. The Examiner assured Applicants' representative that if the appeal is re-instated, the Examiner would allow the application to go to the Board of Appeals and Interferences instead of re-opening prosecution for a third time.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 18-1945, under Order No. BBNT-P01-128 from which the undersigned is authorized to draw.

Dated: October 10, 2006

Respectfully submitted,

By \_\_\_\_\_

Edward A. Gordon, Esq.

Registration No.: 54,130

FISH & NEAVE IP GROUP, ROPES & GRAY  
LLP

One International Place  
Boston, Massachusetts 02110-2624  
(617) 951-7000  
(617) 951-7050 (Fax)  
Attorneys/Agents For Applicant